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7 **UNITED STATES DISTRICT COURT**
DISTRICT OF NEVADA

8 UNITED STATES OF AMERICA,

9 Plaintiff,

10 v.

11 FILIBERTO GONZALEZ-ACUNA

12 Defendant.
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Case No. 2:23-mj-00177-VCF

**Stipulation for an Order Directing
Probation to Prepare a Criminal
History Report**

15 IT IS HEREBY STIPULATED AND AGREED, by and between Jason M.
16 Frierson, United States Attorney, and Kimberly M. Frayn, Assistant United States
17 Attorney, counsel for the United States of America, Rene L. Valladares, Federal Public
18 Defender, and Rick Mula, Assistant Federal Public Defender, counsel for
19 defendant FILIBERTO GONZALEZ-ACUNA, that the Court direct the U.S. Probation
20 Office to prepare a report detailing the defendant's criminal history.

21 This stipulation is entered into for the following reasons:

22 1. The United States Attorney's Office has developed an early disposition
23 program for immigration cases, authorized by the Attorney General pursuant to the
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PROTECT ACT of 2003, Pub. L. 108-21. Pursuant to this program, the government has extended to the defendant a plea offer in which the parties would agree to jointly request an expedited sentencing immediately after the defendant enters a guilty plea.

2. The U.S. Probation Office cannot begin obtaining the defendant's criminal history until after the defendant enters his guilty plea unless the Court enters an order directing the U.S. Probation Office to do so. Such an order is often entered in the minutes of a defendant's initial appearance when charged by indictment.

3. The U.S. Probation Office informs the government that it would like to begin obtaining the criminal history of defendants eligible for the early disposition program as soon as possible after their initial appearance so that the Probation Office can complete the Presentence Investigation Report by the time of the expected expedited sentencing.

4. Accordingly, the parties request that the Court enter an order directing the U.S. Probation Office to prepare a report detailing the defendant's criminal history.

DATED this 23rd day of March, 2023.

Respectfully Submitted,

RENE L. VALLADARES
Federal Public Defender

JASON M. FRIERSON
United States Attorney

/s/ Rick Mula

/s/ Kimberly M. Frayn

Assistant Federal Public Defender
Counsel for Defendant
GONZALEZ-ACUNA

KIMBERLY M. FRAYN
Assistant United States Attorney

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

v.

FILIBERTO GONZALEZ-ACUNA,

Defendant.

Case No. 2:23-mj-00177-VCF

**Order Directing Probation to
Prepare a Criminal History Report
~~Proposed~~**

Based on the stipulation of counsel, good cause appearing, and the best interest of justice being served:

IT IS HEREBY ORDERED that the U.S. Probation Office is directed to prepare a report detailing the defendant's criminal history.

DATED this 28th day of March, 2023.



HONORABLE CAM FERENBACH
UNITED STATES MAGISTRATE JUDGE